

AGENDA
OCONEE COUNTY COUNCIL MEETING
TUESDAY, AUGUST 3, 1999
7:00 PM
OCONEE COUNTY ADMINISTRATIVE OFFICES
415 S. PINE STREET
WALHALLA, SC 29691

1. Call to Order
2. Invocation
3. Public Comment Session not to Exceed Thirty Minutes
4. Approval of Minutes
5. Update on Y2K Activity in the County – Mr. Steve Pruitt, Chairman, Y2K Committee
6. First Reading of Ordinance 99-10, “AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF THE OCONEE COUNTY, SOUTH CAROLINA, AIRPORT REVENUE BONDS, AND OTHER MATTERS PERTAINING THERETO; PRESCRIBING THE FORM OF REVENUE BONDS ISSUED HEREUNDER; COVENANTING AS TO THE REVENUES AND THE FIXING. ESTABLISHMENT, AND COLLECTION OF RATES AND CHARGES FOR THE USE OF THE AIRPORT; PLEDGING THE REVENUES AND OTHER FUNDS TO THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON THE BONDS; AND MAKING OTHER COVENANTS AND AGREEMENTS IN CONNECTION WITH THE FOREGOING” – Mr. Jeremy Cook, Haynsworth Law Firm
7. First Reading of Ordinance 99-11, “A FIRST SUPPLEMENTAL ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF COUNTY OF OCONEE, SOUTH CAROLINA, AIRPORT REVENUE BONDS, SERIES 1999, IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$1,500,000 AND OTHER MATTERS RELATING THERETO” – Mr. Jeremy Cook, Haynsworth Law Firm
8. Discussion and Council Guidance to AD HOC Committee Regarding the Feasibility of a County Wide Recreational Department – Mr. Tim Hall, Council Member, District III
9. Consideration of Bids for Tires for Heavy Equipment – Mr. Lee Davis, Motor Pool Foreman & Ms. Marianne Dillard, Purchasing Agent

A G E N D A - Tuesday, August 3, 1999 – 7:00 PM

10. Second Reading of Ordinance 99-8, "AN ORDINANCE FOR THE COUNTY OF OCONEE, ENSURING PROPER PLACEMENT, INSPECTION, REGISTRATION AND COLLECTION OF TAXES FOR MANUFACTURED HOMES, AS WELL AS PROVISION FOR THE ADMINISTRATION AND ENFORCEMENT THEREOF" - Mr. Bret Caulder, Building Codes Director
11. Second Reading of Ordinance 99-9, 'AN ORDINANCE ESTABLISHING A UNIFORM FEE FOR ALL VIDEO POKER MACHINES LOCATED IN THE UNINCORPORATED AREAS OF OCONEE COUNTY"
12. Approval of Resolution 99-20, "A RESOLUTION SUPPORTING FAIR HOUSING IN OCONEE COUNTY"
13. Consideration of Request to Upgrade Existing Primary Rock Crushing Plant – Mr. Tommy Crumpton, Rock Crusher Director
14. Consideration of Request to Transfer \$3,500 from Rock Crusher Equipment, Leased or Rented to Rock Crusher School/Seminars/Training to Allow Ray Brooks to Pursue Additional Education Necessary to Apply for Surveyor's License – Mr. Tommy Crumpton, Rock Crusher Director
15. Old Business
16. New Business
17. Adjourn

There will be an administrative briefing in executive session for the purpose of discussing, legal, contractual and personnel matters thirty minutes before the Council Meeting.

There will be a meeting of the Budget & Finance Committee Tuesday, August 10, 1999 at 5:30 PM in Council Chambers for the purpose of discussing financing for hangars at the airport.

There will be a meeting of the Roads & Transportation Committee August 11, 1999 at 4:00 PM in Council Chambers for the purpose of discussing various roadway needs.

Old & New Business will be discussed in each committee meeting as necessary.

A G E N D A – August 3, 1999 – 7:00 PM

There will be a work session of Council Wednesday, August 18, 1999 at 10:00 AM in Council Chambers for the purpose of continuing the discussion regarding long range and short range planning for the county.

MEMBERS, OCONEE COUNTY COUNCIL

Mr. Tim O. Hall, District I Mr. J. Harold Thomas, District II
Mr. Harry R. Hamilton, District III Mrs. Ann H. Hughes, District IV
Mr. Charles R. "Chuck" Timms, District V

MINUTES, OCONEE COUNTY COUNCIL MEETING

The regular meeting of the Oconee County Council was held Tuesday, August 3, 1999 at 7:00 PM in Council Chambers with all Council Members except Mr. Timms present. The County Attorney was also present.

Press:

Members of the press notified (by mail): Journal/Tribune, Keowee Courier, Westminster News, Anderson Independent, Greenville News, WGOG Radio, WSNW Radio, WCCP Radio, WPEK Radio, Northland Cablevision, WYFF TV, WSPA TV & WLOS TV.

Members of the press present: Dick Mangrum, WGOG Radio & Brian Fulkerson – Journal/Tribune.

Call to Order:

The meeting was called to order by Supervisor-Chairman Orr who welcomed the guests and media.

Invocation:

Mr. Hall gave the invocation.

Public Comment Period:

Mr. B. J. Littleton addressed Council regarding the Animal Control Officers.

Mr. Steven Ancona addressed Council regarding the proposed Mobile Home Ordinance expressing concerns that Council should consider voting in the affirmative of the requested changes to the ordinance as it will be proposed when item ten of the agenda is considered by Council.

Minutes:

Mr. Hamilton made a motion, seconded by Mrs. Hughes, approved 4 – 0 that the minutes of the regular meeting held July 20, 1999 be adopted as presented to Council.

Minutes Continued:

Mr. Hall made a motion, seconded by Mrs. Hughes, approved 3 – 0 (Mr. Hamilton abstaining) that the minutes of the special meeting held July 26, 1999 be adopted as presented to Council.

Y2K Update:

It was the consensus of Council that the update on Y2K activity in the county be postponed until the next scheduled meeting due to Steve Pruitt, Chairman of the Committee being unable to attend this meeting.

Ordinance 99-10 & Ordinance 99-11:

Mr. Hamilton made a motion, seconded by Mr. Hall, approved 4 –0 that first reading of Ordinance 99-10, “AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF THE OCONEE COUNTY, SOUTH CAROLINA, AIRPORT REVENUE BONDS, AND OTHER MATTERS PERTAINING THERETO; PRESCRIBING THE FORM OF REVENUE BONDS ISSUED HEREUNDER; COVENANTING AS TO THE REVENUES AND THE FIXING, ESTABLISHMENT, AND COLLECTION OF RATES AND CHARGES FOR THE USE OF THE AIRPORT; PLEDGING THE REVENUES AND OTHER FUNDS TO THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON THE BONDS; AND MAKING OTHER COVENANTS AND AGREEMENTS IN CONNECTION WITH THE FOREGOING” and Ordinance 99-11, “A FIRST SUPPLEMENTAL ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF COUNTY OF OCONEE, SOUTH CAROLINA, AIRPORT REVENUE BONDS, SERIES 1999, IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$1,500,000; AND OTHER MATTERS RELATING THERETO” be postponed until Mr. Jeremy Cook of Haynsworth Law Firm can attend the Council Meeting.

AD HOC Committee:

Mr. Hall had requested that the AD HOC Committee to study the feasibility of a county wide recreational department attend the Council Meeting for the purpose of receiving guidance from Council, however only two of the members were in attendance, therefore Mr. Orr assigned this matter to the Law Enforcement, Safety, Health, Welfare & Services Committee.

Tires for Heavy Equipment:

Upon recommendation of Ms. Marianne Dillard, Purchasing Agent, Mr. Hamilton made a motion, seconded by Mrs. Hughes, approved 3 – 0 (Mr. Thomas out of room) that the bid for tires for heavy equipment be awarded to Miller Brothers as sole bidder at a cost of \$59,115 for approximate amounts. (See attached bid sheet)

Ordinance 99-8:

Mr. Hamilton made a motion, seconded by Mrs. Hughes, approved 3 – 0 (Mr. Thomas out of room) that Ordinance 99-8, "AN ORDINANCE FOR THE COUNTY OF OCONEE COUNTY ENSURING PROPER PLACEMENT, INSPECTION, REGISTRATION AND COLLECTION OF TAXES FOR MANUFACTURED HOMES, AS WELL AS PROVISION FOR THE ADMINISTRATION AND ENFORCEMENT THEREOF" be adopted on second reading as presented by Mr. Brett Caulder, Building Codes Director.

Ordinance 99-9:

Mr. Hughes made a motion, seconded by Mr. Hall, approved 4 – 0 that Ordinance 99-9, "AN ORDINANCE ESTABLISHING A UNIFORM FEE FOR ALL VIDEO POKER MACHINES LOCATED IN THE UNINCORPORATED AREAS OF OCONEE COUNTY" be adopted on second reading.

Resolution 99-20:

Mr. Hall made a motion, seconded by Mr. Thomas, approved 4 – 0 that Resolution 99-20, "A RESOLUTION SUPPORTING FAIR HOUSING IN OCONEE COUNTY" be adopted on first and final reading.

Upgrade of Rock Crusher:

Upon request of Mr. Thomas, Chairman, Roads & Transportation Committee, discussion and possible action regarding the upgrade of the Rock Crusher was postponed until the Road Committee could discuss it further.

Transfer of Funds for Rock Crusher:

Mr. Thomas made a motion, seconded by Mr. Hall, approved 4 – 0 that the attached transfer in the amount of \$3,500 for the Rock Crusher be adopted in order that Ray Brooks may continue his education to acquire a surveyor's license contingent upon his entering into an agreement prepared by the County Attorney.

Executive Session:

Mr. Hall made a motion, seconded by Mrs. Hughes, approved 4 – 0 that Council go into executive session for the purpose of discussing legal and personnel matters.

Open Session:

When open session resumed, Mr. Hamilton made a motion, seconded by Mr. Hall, approved 4 – 0 that Supervisor-Chairman Orr be given the authority to negotiate and conclude any negotiations with governmental authorities and authorize payment of necessary funds to resolve any outstanding issues.

LEC Meet:

The Law Enforcement, Safety, Health, Welfare & Services Committee scheduled a meeting August 10, 1999 immediately following the Budget & Finance Committee meeting for the purpose of discussing the Noise Control Ordinance.

Earle House:

Mr. Thomas made a motion, seconded by Mr. Hall that the Earle House be donated to the City of Walhalla with the city moving the building to the depot. This motion was defeated 3 – 2 with Mr. Thomas and Mr. Hall voting in the affirmative, Mrs. Hughes and Mr. Hamilton voting against and Mr. Orr breaking the tie by voting against. Mr. Orr then assigned this matter to the Purchasing, Contracting, Real Estate, Building and Grounds Committee for a recommendation.

Gravel for City of Walhalla:

Mr. Hamilton made a motion, seconded by Mr. Thomas, approved 4 – 0 that Supervisor-Chairman Orr be authorized to provide gravel necessary for the completion of the roadway to Walhalla High and Middle Schools. (See attached request).

Personnel Coordinator:

Mr. Hamilton made a motion, seconded by Mr. Thomas, approved 4 – 0 that Mr. Orr request the SC Appalachian Council of Governments to re-evaluate the Personnel Coordinator's job description and the results be retroactive to July 1, 1999.

Emergency Preparedness Commission Member:

Mr. Hall made a motion, seconded by Mrs. Hughes, approved 4 – 0 that Mr. Dean Crane's resignation from the Emergency Preparedness Commission be accepted and he be sent a letter of appreciation.

Upon recommendation of Mr. Hall, Mrs. Hughes made a motion, seconded by Mr. Thomas, approved 4 – 0 that Mr. Sanford McCurry be appointed to represent District I on the Emergency Preparedness Commission with his term commencing immediately and expiring December 31, 1999.

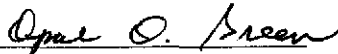
Tourism Commission:

Mr. Hall made a motion, seconded by Mrs. Hughes, approved 4 – 0 that Mr. Steven Moore be appointed to represent District I on the Tourism Promotion Commission.

Adjourn:

Adjourn: 9:00 PM

Respectfully Submitted


Opal O. Green
Council Clerk

BIDDER	Miller Brothers	Brad Ragan, Inc.	Consolidated Tires, Inc.	Edwards Warren Tire Co.
	UNIT PRICE	TOTAL		
4 - 1600 x 25, 24 ply, Tread E-4 New	\$1,350.00	\$5,400.00	Received late	No Bid
4 - 1800R25, 22 ply, Tread L-3 New	\$1,750.00	\$7,000.00		
4 - 20.5 x 25, 22 ply, Tread Rock, New	\$850.00	\$3,400.00		
4 - 26.5 x 25, 26 ply, Tread L-4, New	\$2,350.00	\$9,400.00		
4 - 29.5 x 29, 28 ply, Tread L-4, New	\$2,350.00	\$9,400.00		
8 - 1600X25, 24 ply, Tread E-4, Recap	\$880.00	\$7,040.00		
3 - 1800R25, 22 ply, Tread L-3, Recap	\$990.00	\$2,970.00		
2 - 20.5X25, 22 ply, Tread Rock, Rec.	\$750.00	\$1,500.00		
2 - 26.5 x 25, 26 ply, Tread L-4, Recap	\$1,495.00	\$2,990.00		
2 - 29.5 x 29, 28 ply, Tread L-3, Recap	\$1,395.00	\$2,790.00		
2 - 29.5 x 29, 28 ply, Tread L-4, Recap	\$1,650.00	\$3,300.00		
15 - 1400.24, 10 ply, Tread Tractor Grip (not incl. Installation), Recap	\$195.00	\$2,925.00		
Road Service Call during bus. Hours	\$45.00 per hr.			
Rd. Service Call other than reg. Hrs.	\$75.00 per hr.			
Repairs (type of repair & cost)	See Schedule			
Section Repair	According to size: \$55 -			
Spot Repair	According to size: \$30 -			
Reinforcement	According to size: \$30 -			
Estimated cost of repairs		\$1,000.00		
Estimated total for one year		\$59,115.00		
Loaner tire available	All sizes			
Charge for loaner tire (incl. Mount & dismount)	n/a			
Charge for dismount & mount only	\$55.00			
Warranty:	See attached			
Attended Bid Opening:	Marianne Dillard, Ann Albertson, Rick Miller			

BID NO. 99-03

(Use this number on envelopes and all related correspondence.)

**BID FORM
OCONEE COUNTY PURCHASING DEPARTMENT
415 S. PINE ST., ROOM 107, WALHALLA, SC 29691**

The MILLER BROTHERS GIANT TIRE SERVICE

Submits herewith our Bid in response to bid request number shown above, and in compliance with the description(s) and/or specification(s) attached hereto for new tires, recapping and repairing tires for heavy equipment .

Qty.	Size	Ply	Tread		Unit Price	Total
4	1800 x 25	24	E-4	New	1,350.-	5,400.-
4	1800R25	22	L-3	New	1,750.-	7,000.-
4	20.5 x 25	22	Rock	New	850.-	3,400.-
4	28.5 x 25	28	L-4	New	2,350.-	9,400.-
2	28.5 x 29	28	L-4	New	2,350.-	9,400.-
4	29.5 x 29	28	L-4	New	2,350.-	9,400.-
8	1800 x 25	24	E-4	Recap	880.-	5,280.-
3	1800R25	22	L-3	Recap	990.-	2,970.-
2	20.5 x 25	22	Rock	Recap	750.-	1,500.-
2	28.5 x 25	28	L-4	Recap	1,495.-	2,990.-
2	29.5 x 29	28	L-3	Recap	1,395.-	2,790.-
2	29.5 x 29	28	L-4	Recap	1,650.-	3,300.-
15	1400.24	10	Tractor Grp (do not incl installation)	Recap	195.-	2,925.-
Road Service Call during business hrs					\$ 45.00	Per Hr.
Road Service Call other than regular hrs					\$ 75.00	Per Hr.
Repairs (Please list type of repair & cost)					"See Attached list By Bid Size"	
Section Repair					\$	
Spot Repair					\$	
Reinforcement					\$	
Other					\$	
Other					\$	
Loaner tire available for the following sizes:						
G" All Size listed on Bid						
Charge for loaner tire (if applicable) (incl mount & dismount)					\$ N/C	
Charge for dismount & mount only					\$ 55.00	

bid package

Warranty:				
New	BRIDGESTONE/FIRESTONE NEW TIRE WARRANTY FOR WORKMANSHIP AND MATERIALS ON A PRORATED BASIS DETERMINED BY TREAD WEAR.			
Recap	SEE ATTACHED WARRANTY			
Repairs				

The above stated bid is based on all applicable specifications, drawings, etc. associated with this bid and the following additional Addenda issued subsequent to the basic specifications and/or drawings.

NOTE TO BIDDER: List all Addenda with dates of any issued. If no additional Addenda is issued, write the word "NONE".

Addendum Number	Date
"REPAIR PRICES BY UNIT # 1	7-22-99
_____	_____

Bid shall include delivery to location stated on Bid Notice. Show any exception, deviation, extra computation, or information on Bid Supplemental Form attached hereto.

Completion/Delivery Date ARO: ONE TO TEN DAYS DEPENDANT ON MANUFACTURERS AVAILABILTY

Bidding Organization: MILLER BROTHERS GIANT TIRE SERVICE

Mailing Address: P.O. BOX 3965, CAYCE, SC 29171

Signature of Bidders Representative: [Signature]

Title: MANAGER Date: 7-21-99

Telephone: 803-796-8880 Fax: 803-794-4346

QUOTE BY MILLER ERDS LAST TIRE STRIKE TO CROSEE COUNTY

R/D 99-03 DATE 7-22-19

RF ADDENDUM #1

REPAIR PRICES PER UNIT

		SECTION REPAIR	SPOT REPAIR	REINFORCEMENT
1600 x 25	24	210.00	90.00	150.00
1800R25	22	245.00	110.00	165.00
20.5 x 25	22	220.00	110.00	100.00
26.5 x 25	26	295.00	125.00	125.00
29.5 x 29	28	535.00	195.00	250.00
29.5 x 29	28	535.00	195.00	250.00
1400.24	10	55.00	30.00	30.00

TERMS OF WARRANTY

Every OTR retread and/or repair shall be warranted to be free from defects in materials and workmanship as follows:

- I. A retread and/or repair that failed under the terms of this warranty during the first 10% of tread wear shall be issued credit at full purchase in effect at the time of adjustment. No credit will be issued on the casing.
- II. A retread or repair that has failed under terms of this warranty between 11% of tread wear and 2/32nd's of tread depth, shall be credited, on a prorated basis determined by tread wear, at the customer's base purchase price in effect at the time of adjustment. No credit will be issued on the casing.
- III. A retread and/or repair that has failed beyond 10% of tread wear due to casing separation is not adjustable under this program.

7/29/99

BRET HAS RECOMMENDED SOME CHANGES TO THE MOBILE HOME ORDINANCE
THESE CHANGES ARE UNDERLINED FOR YOUR CONVENIENCE.

THANKS,
OG

OCONEE COUNTY

BUILDING CODES

415 S Pine St
Walhalla SC 29691
(864) 718-1005

July 27, 1999

To: Opal Green
County Council Clerk

From: Bret Caulder
Building Official

Re: Manufactured Home Ordinance

Dear Opal:

After reviewing the draft of the proposed Oconee County Manufactured Home Ordinance, I wish to suggest alterations to the wording of **Section 3.61 Conduct Prohibited**. The suggested wording, with alterations in bold, is as follows:

Section 3.61 #2

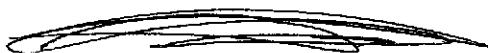
Any manufactured home discovered or located within Oconee County without a properly registered decal as required herein shall be in violation of this Ordinance and the **penalty of fifty dollars** shall be assessed against the owner of the unit **and paid to the Oconee County Building Codes Department**. Taxes will also be assessed in accordance with State law regarding real property taxation.

Section 3.61 #3

It shall be unlawful for any person, firm or legal entity to bring into Oconee County a manufactured home manufactured prior to June, 1976, HUD standards for construction. **Exception shall be made for units already registered in Oconee County by means of decal registration or a dealers purchase invoice from dealers operating in Oconee County prior to enactment of this ordinance.**

Thank you.

Sincerely,



Bret Caulder
Oconee County Building Codes

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
ORDINANCE 99-8**

AN ORDINANCE FOR THE COUNTY OF OCONEE, ENSURING PROPER PLACEMENT, INSPECTION, REGISTRATION AND COLLECTION OF TAXES FOR MANUFACTURED HOMES, AS WELL AS PROVISION FOR THE ADMINISTRATION AND ENFORCEMENT THEREOF.

ARTICLE I

TITLE, PURPOSE, AUTHORITY AND ENACTMENT

Section 1.0 TITLE

This Ordinance shall be known as the "OCONEE COUNTY MANUFACTURED HOUSING ORDINANCE," may be cited as such, and will be referred to herein as "this Ordinance."

Section 1.1 PURPOSE

It is the intent and purpose of this Ordinance to adequately provide for the proper placement, inspection and registration of manufactured housing in Oconee County and to facilitate the administration and collection of taxes.

Section 1.2 AUTHORITY AND ENACTMENT

In pursuance of the authority granted by the South Carolina Code of Laws 1976, Title 31, Chapter 17, and Title 12, Chapter 43, as amended, for the purpose set forth below, the Oconee County Council does hereby ordain and enact into law the following articles and sections.

ARTICLE II

DEFINITIONS

Section 2.0 MANUFACTURED HOUSING/MOBILE HOME

As defined in Title 40 (40-29-20 9.) of the South Carolina Code of Laws: A structure, transportable in one or more sections, which in the traveling mode, is eight (8) body feet or more in width, or forty (40) body feet or more in length, or when erected on site, is three hundred twenty or more square feet, and which is built on a permanent chassis and designed to be used as a dwelling with or without a permanent foundation when connected to the required utilities, and includes the plumbing, heating, air conditioning, and electrical systems contained in it.

As defined in Title 12 (12-43-230) of the South Carolina Code of Laws: A portable unit designed and built to be towed on its own chassis, comprised of a frame and wheels, connected to utilities, and designed without a permanent foundation for year-round residential use. A mobile home may contain parts that may be folded or collapsed when being towed, and expanded on-site to provide additional space. The term "mobile home" shall also include units in two or more separately towable components designed to be joined into one integral unit for use, and capable of being again separated into the components for repeated towing. It may also include two units, which may be joined, on-site, into a single residential unit.

For the purposes of this ordinance, the terms **Manufactured Housing** and **Mobile Home** shall be considered one and the same.

Section 2.1 MANUFACTURED HOME CONSTRUCTION AND SAFETY STANDARDS

The standard for the construction, design and performance of a manufactured home as set forth in the Code of Federal Regulations, Title 24, Part 3280, 3282, 3283, and 42 USC 5401, et seq, as mandated in the United States of America and as administered by the United States Department of Housing and Urban Development (HUD).

Section 2.2 MANUFACTURED HOME PARK

A site with required improvements and utilities for the long-term parking of three (3) or more manufactured homes, which may include services, and facilities for the residents.

Section 2.3 MODULAR BUILDING OR STRUCTURE

A structure or building including the necessary electrical, plumbing, heating, ventilating, and other service systems, manufactured off-site and transported to the point of use for installation or erection, with or without other specified components, as a finished building, and not designed for ready removal to another site. The term is applicable to all buildings or structures, including residential, commercial, industrial, institutional, etc., meeting the requirements of the Modular Buildings Construction Act, Title 23, Chapter 43, of the South Carolina Code of Laws. Modular structures must comply with the Southern Standard Building Codes or the applicable code adopted by the Oconee County Council.

ARTICLE III

MANUFACTURED HOMES

Section 3.0 REGISTRATION

As provided for in Title 31 (31-17-320) of the South Carolina Code of Laws, each owner of a manufactured home located within Oconee County shall obtain and display a County registration decal within fifteen (15) days of purchase or change of ownership and/or change of location.

Exceptions:

- (1) a manufactured home temporarily located within Oconee County for the express predetermined purpose of conveyance outside of the County within thirty (30) days after arrival; or
- (2) a manufactured home held for display or exhibition purposes by manufactured home dealer licensed by the State of South Carolina as such; or
- (3) A manufactured home passing through Oconee County on a public street, road or highway for conveyance elsewhere.

Section 3.1 REGISTRATION REQUIREMENTS

Registration shall occur when the manufactured home is properly listed with the Oconee County Building Codes Department for ad valorem tax purposes within fifteen (15) days as specified herein in **Section 3.0**, and upon such listing, the Building Codes Department shall issue a numbered decal to the person registering the manufactured home, which device shall be displayed on the outside of the manufactured home so as to be clearly and readily visible from the street or driveway to which the manufactured home is addressed. Prior to the registration decal being issued, the following information must be submitted to the Oconee County Building Codes Department:

- (a) Sales contract, notarized bill of sale, or other title document evidencing ownership;
- (b) Details of any lien on the manufactured home, including the names and addresses of lien holders;
- (c) A copy of the Oconee County Health Department septic tank (or sewer) permit certificate;
- (d) Copy of the signed "NOTICE" as required in **Section 3.62 herein**;
- (e) Name of the owner and person to be in possession if other than owner;

- (f) Year, make, model and serial number of the manufactured home;
- (g) Address and name of the landowner;

No construction permits for temporary or permanent installation, including electrical permits, shall be issued until all of the requirements of this **Section 3.1** and, if applicable, provisions of **Section 3.11** have been met.

Section 3.11 DEVELOPMENT STANDARDS AND ADDITIONAL REQUIREMENTS

1. Manufactured home residents, homeowners, dealers and owners of manufactured home subdivisions and parks shall observe the Development Standard requirements set forth in the Oconee County Development Standards Ordinance and Performance Standards.
2. A manufactured home park must also conform to the State Department of Health and Environmental Control (DHEC) requirements and the site plan must be reviewed by DHEC officials who advise the Planning Commission of their findings in writing prior to the Commission's making a recommendation on the proposal. The Planning Commission shall be restricted from making a favorable recommendation unless DHEC determines that all local and state codes pertaining to health and the environment in manufactured home parks have been met by the applicant.

Section 3.2 DISPLAY OF EVIDENCE OF REGISTRATION AND TAX PAYMENT

Every manufactured home located within Oconee County, except as otherwise herein provided, shall throughout the current issue year or period, display the assigned numbered decal as herein required and in such manner as to be visible from the nearest road. Only current valid Oconee County Manufactured Home Decals shall be displayed. All expired decals must be removed.

Section 3.3 MISPLACEMENT OF DECALS

Upon satisfactory evidence that any registration decal has been lost or destroyed, a duplicate shall be issued.

Section 3.4 TAX LIABILITY

Under the provisions of the South Carolina Code of Laws (12-43-230) manufactured homes are classified as real property for ad valorem tax assessment. Therefore, any tax liabilities follow the manufactured home. A buyer of a manufactured home upon which there are unpaid taxes is responsible for the unpaid taxes.

Section 3.5 MOVING PERMIT REQUIREMENT

Prior to the movement of any manufactured home being transported out of or within the boundaries of Oconee County, an Oconee County "Moving Permit" must be acquired. This moving permit will be issued by the Oconee County Assessor's Department and must be displayed at the rear of the manufactured home during the entire transit period. Before issuing a moving permit, the licensing agent shall require a receipt from the County Treasurer indicating that all prior taxes and fees have been paid on the manufactured home. If the manufactured home shall be assessed by the Assessor, and the Auditor shall base the taxes on the prior year's millage.

Section 3.6 SUPPLIERS OF ELECTRICITY

It shall be unlawful for any public utility company to make a new connection to any building or manufactured home, which is regulated by technical codes, for which a permit is required under this Ordinance, until released by the Building Official and a Certificate of Occupancy is issued. 44-55-820, Electricity shall not be furnished unless sewage disposal method has been approved.

Section 3.61 CONDUCT PROHIBITED

1. It shall be unlawful for any person, firm or legal entity desiring to sell a manufactured home to enter into a binding contract regarding the sale of any such unit without providing the potential purchaser the "NOTICE" specified in **Section 3.62**.
2. Any manufactured home discovered or located within Oconee County without a properly registered decal as required herein shall be in violation of this Ordinance and a penalty in the amount of Fifty (\$50.00) Dollars shall be assessed against the owner of the unit to be paid to the Oconee County Building Codes Department. Taxes will also be assessed in accordance with State law regarding real property taxation.
3. It shall be unlawful for any person, firm or legal entity to bring into Oconee County a manufactured home manufactured prior to June, 1976, HUD standards for construction with the exception of manufactured homes already registered in Oconee County by means of decal registration or a dealers purchase invoice from dealers operating in Oconee County prior to the enactment of this ordinance.

Section 3.62 NOTIFICATION STATEMENT

Any person, firm or legal entity selling a manufactured home shall, prior to entering into any binding agreements, have the prospective purchaser sign a copy of the "NOTICE" as described herein. The "NOTICE" to be signed by purchaser shall state in bold, capital letters near the top of the first page of any such document a "NOTICE" to the effect that the seller calls to the attention of the purchaser the existence of this Ordinance, the requirement for registration, the requirement for evidence of taxes paid and the general requirements for electrical hookup.

Such "NOTICE" shall also call to the attention of the purchaser in clear, brief language, that such purchaser is required to obtain a Health Certificate prior to moving the unit, which Certificate will indicate, approval of the intended method of sewage disposal for the Oconee County site involved. This "NOTICE" provision does not apply to any contract or purchase agreement that deals with a unit that will not be located in Oconee County. If the buyer intends to locate the unit outside of Oconee County, such fact shall be noted on the "NOTICE" Statement and initialed by the parties to the contract.

ARTICLE IV

VIOLATIONS, CONFLICTS, APPEALS AND REMEDIES

Section 4.0 VIOLATIONS

The construction, reconstruction, erection, movement, structural alteration or use of any building or other structure, or the use of land or premises in violation of any of the provisions of this Ordinance is hereby declared to be a misdemeanor. In addition to all other remedies provided by law, the county or any property owner or occupant, may institute injunction, mandamus or other appropriate action or proceeding to prevent such unlawful construction, reconstruction, erection, movement, alteration or use, in any court of competent jurisdiction. The Chief Building Official of Oconee County shall be the enforcement officer of the Ordinance.

Section 4.1 ACTIONS PUNISHABLE

Every action or omission designated as a misdemeanor by this Ordinance shall be punishable at the discretion of the court to a maximum fine of Two Hundred Dollars (\$200.00) or Thirty (30) days in jail.

Where such an act or omission is continued in violation of the provisions of this Ordinance after notice of such violation by the Building Codes staff, each and every day during which such act or omission continues shall be deemed a separate misdemeanor.

Section 4.2 CONFLICTS WITH OTHER LAWS OR REGULATIONS

Where the provisions of this Ordinance are higher or more restrictive than those proposed by any other applicable law or regulation, such higher or more restrictive provisions shall apply.

Section 4.3 EXCEPTIONS

The provision of this Ordinance shall not apply to transactions involving the sales and purchases of manufactured homes; factory built dwellings or modular units between manufacturers and licensed dealers.

Section 4.4 SEVERABILITY

A determination that any portion of this Ordinance is invalid or unenforceable shall not affect the remaining portions.

Section 4.5 EFFECTIVE DATE

This ordinance shall take effect upon third and final reading of Oconee County Council.

Section 4.6 REPEAL

This ordinance repeals Mobile Home Ordinances 79-5 & 77-2.

Harrison E. Orr, Chairman
Oconee County Council

Attest:

Opal O. Green
Clerk to Council

STATE OF SOUTH CAROLINA

COUNTY OF OCONEE

ORDINANCE 99-9

TITLE: "AN ORDINANCE ESTABLISHING A UNIFORM FEE FOR ALL VIDEO POKER MACHINES LOCATED IN THE UNINCORPORATED AREAS OF OCONEE COUNTY:

WHEREAS, THE OCONEE COUNTY COUNCIL HAS MADE THE FOLLOWING FINDINGS:

- 1) As a result of the 1991 South Carolina Supreme Court decision in State v. Blackmon, authorizing the disbursement of money to video poker machine players, there has been a proliferation of video poker machines in Oconee County.
- 2) The proliferation and continued existence of video poker machines in Oconee County raises both the cost and demands on the County for increased law enforcement support, along with an increase on other community requirements resulting from gambling activity.
- 3) As authorized by the General Assembly's passage of the proviso appearing in Act No. 164 of 1993, the "General Appropriations Act", at Part II, Section 60, counties can impose a license fee on video poker machines not exceeding ten percent of the state license fee. This General Appropriations Act budget proviso amends Section 12-21-2720 of the Code of Laws of South Carolina, allowing counties by ordinance to impose a video poker license fee after July 1, 1993.

THEREFORE, BE IT ENACTED, by the Oconee County Council, in session duly assembled, after three readings, the following Ordinance:

SECTION I. COUNTY VIDEO POKER LICENSE FEE:

- A) The owner or operator of any video poker machine must purchase and prominently display on each and every such machine located in the unincorporated area of Oconee County, a County Video Poker License.
- B) The County Video Poker License shall be for a period of one (1) year commencing on July 1st and expiring June 30th of each year. The fee for the County video Poker License shall be One Hundred, Eighty and 00/100 Dollars per machine licensed pursuant to South Carolina Code of Laws #12-21-2720 or the maximum allowable rate as authorized by the South Carolina Code of Laws.
- C) The fee for any County Video Poker License purchased after the beginning of the license period shall be prorated in proportion of the remaining months in the license period.

- D) The proceeds from the collection of the County Video Poker License fees shall be deposited in the General Fund of the County.

SECTION II. PENALTIES FOR VIOLATIONS:

- A) Operation of a video poker machine without a County Video Poker License or failure to display the County Video Poker License on the machine will constitute a violation of this Ordinance. Violations of this Ordinance are punishable by a fine of not less than One Hundred and 00/100 Dollars (\$100.00) and not more than Five Hundred and 00/100 Dollars (\$500.00), or imprisonment not to exceed thirty (30) days. Each day that a violation occurs shall be deemed a separate and distinct offense. Each video poker machine in violation of this Ordinance constitutes a separate offense.
- B) Violations of this Ordinance shall be enforced by any duly commissioned code enforcement officer, using the County Ordinance summons, or by the Sheriff and/or Deputies.

SECTION III DEFINITIONS:

- A) As used in this Ordinance, the following terms shall have the following meanings:

“Video Poker Machine” refers to those machines described in Section 12-21-2720 (A) (3) of the Code of Laws of South Carolina.

“Owner” refers to the persons described in Section 12-21-2720 (A) of the Code of Laws of South Carolina, and means every person who maintains for use or permits the use of, on a place or premises occupied by him, one or more video poker machines.

SECTION IV EFFECTIVE DATE:

This Ordinance shall become effective upon third and final reading of the Oconee County Council.

SECTION V SEVERABILITY:

If for any reason a court of competent jurisdiction invalidates any part of this Ordinance, the remaining portions of this Ordinance shall remain in effect.

Oconee County Rock Quarry

686 Rock Crusher Road
Walhalla, SC 29691

Thomas S. Crumpton, Jr.
Director

(864) 638-4214
fax (864) 638-4215

Karen D. Kelley
Administrative Asst.

July 30, 1999

Mr. Harrison Orr, Supervisor – Chairman
Oconee County Council Members
415 South Pine Street
Walhalla, South Carolina 29691

RE: Upgrade of Existing Primary Rock Crushing Plant

Dear Supervisor and County Council Members:

I respectfully request that the Oconee County Rock Quarry be given approval to upgrade the existing primary crushing plant to allow for more production. This plant is twenty years old and currently produces 180 – 200 tons per hour. We have recently replaced the jaw crusher, which has the capacity to produce between 400 – 500 tons per hour, but will not until the plant is upgraded as per attachment. This upgrade will allow for an ever-larger demand.

We would like approval to put this upgrade out for bid. Expected cost is approximately \$850,000.00. These changes should be sufficient to supply demand for the next ten to fifteen years.

I would like to trade in the old 3042-jaw crusher that was recently replaced and the 5 x 14-foot grizzly feeder and the 1100FC-cone crusher.

Your kind consideration is appreciated.

Sincerely,



Thomas S. Crumpton, Jr., Director
Oconee County Rock Quarry

TSC/pm

attachment

The following lists the equipment, electrical, and mechanical installation and crane rental to complete modifications to existing primary crushing plant:

1. 18' x 24' rock box with wing walls.
2. Grizzly fines by-pass chute.
3. 36" x 25' fines by-pass conveyor.
4. 48" x 25' under jaw conveyor.
5. 42" x 175' stockpile conveyor.
6. 54" x 18' vibrating grizzly feeder with 5' grizzly bars and variable speed drive.
7. Work platform each side of feeder.
8. Control house support structures approximately 25' high with stairs to grade.
9. 7' x 7' control house with tinted glass, 36" steel door, minimal 150 amp service with lights, heat and A/C (Unified Enterprises or equal), outside walkway, three (3) sides with handrails.
10. Operators console, free standing for all plant controls.
11. Motor controls center for feeder, 36" x 25', 48" x 25', 42" x 175', and 36" x 150' conveyors and standard cone crusher.
12. 52S Crusher with hydraulic rotation, v-belt drive, 250 HP motor and standard motor slide base.
13. New standard crusher support with work platform, embedded steel, crusher drive guard and stairs to grade.
14. To notch existing wall and pour a slab and new retaining wall to suit new hopper is contractor responsibility.
15. Contractor responsible for all engineering drawings and proper fit of all new equipment into existing plant.
16. Mechanical installation of all equipment listed above, plus removal of old rock box, surge stockpile conveyor and tunnel conveyor, less crane rental.
17. Crane rental to complete job
18. Freight.
19. Owner responsible for electrical work.

Oconee County Rock Quarry

686 Rock Crusher Road
Walhalla, SC 29691

Thomas S. Crumpton, Jr.
Director

(864) 638-4214
fax (864) 638-4215

Karen D. Kelley
Administrative Asst.

July 30, 1999

Mr. Harrison Orr, Supervisor – Chairman
Oconee County Council Members
415 South Pine Street
Walhalla, South Carolina 29691

RE: Transfer of Funds

Dear Supervisor and County Council Members:

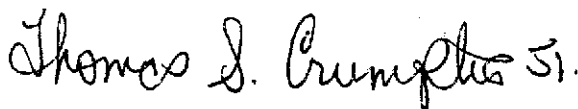
I request that \$3,500.00 be transferred within my 1999 – 2000 budget from the Equipment Leased/Rented line item to the Schools/Seminars/Training line item.

This will allow employee, Ray Brooks, to pursue additional education necessary to apply for a surveyor's license.

Mr. Brooks has assisted both the Rock Quarry and the Engineering Departments with surveying needs. This has resulted in substantial savings for the County. The additional training will allow for even greater savings.

Your kind consideration is appreciated.

Sincerely,



Thomas S. Crumpton, Jr., Director
Oconee County Rock Quarry

TSC/pm

RECEIVED
JUL 28 1999
OCONEE COUNTY
PURCHASING DEPT.

DEPARTMENT BUDGET ADJUSTMENT AUTHORIZATION
REVISED 7-1-94

DATE 07/26/99 DEPARTMENT Rock Quarry CHANGE NO. _____

IT IS REQUESTED THAT THE FOLLOWING CHANGES BE MADE IN MY 1999 - 2000 BUDGET:

1.	TO:	<u>Schools/Seminars/Training</u> (fill in line item name)	<u>017 - 054 - 00150 - 00084</u> (fill in line item code)	<u>\$ 3,500.00</u>
	FROM:	<u>Equip. (leased or rented)</u> (fill in line item name)	<u>017 - 054 - 00150 - 00037</u> (fill in line item code)	<u>\$ 3,500.00</u>

JUSTIFICATION: to allow for schooling to obtain surveyor's license.

2.	TO:	_____	_____	\$ _____
		(fill in line item name)	(fill in line item code)	
	FROM:	_____	_____	\$ _____
		(fill in line item name)	(fill in line item code)	

JUSTIFICATION: _____

3.	TO:	_____	_____	\$ _____
		(fill in line item name)	(fill in line item code)	
	FROM:	_____	_____	\$ _____
		(fill in line item name)	(fill in line item code)	

JUSTIFICATION: _____

Thomas J. Crumpton, Jr.
DEPARTMENT HEAD SIGNATURE

APPROVED: *Marion Dillard*
PURCHASING AGENT

DATE: 7-27-99

APPROVED: _____
COUNTY SUPERVISOR

DATE: _____

DISAPPROVED: *HED/ey*
PURCHASING AGENT OR COUNTY SUPERVISOR

DATE: 7/30/99

City of Walhalla
206 North Church Street
Post Office Box 1099
Walhalla, South Carolina 29691

(864)638-4343

Fax(864)638-4357

August 3, 1999

The Honorable Harrison Orr
Oconee County Supervisor
415 South Pine Street
Walhalla, South Carolina 29691

Dear Harrison:

On behalf of the Walhalla City Council, I would like to request an additional 1000 tons of gravel to finish the back road to Walhalla High and Middle Schools. This increase is requested to satisfy the requirements of the SCDOT. We had put 6 inches of base on the road and they requested that we have 8 to satisfy their requirements.

Your consideration of our request would be greatly appreciated.

Sincerely,



Vickie L. Satterfield
City Administrator